

(I) this Act;

(II) the Hualapai Tribe water rights settlement agreement, as ratified by this Act; or

(III) the Bill Williams River phase 2 water right settlement agreement, as ratified by this Act; and

(i) shall not include any award against the United States or the Hualapai Tribe for money damages, court costs, or attorney fees.

(2) CIRCUMSTANCES DESCRIBED.—A circumstance referred to in paragraph (1)(A) is any of the following:

(A) Any party to the Hualapai Tribe water rights settlement agreement—

(i) brings an action in any court of competent jurisdiction relating only and directly to the interpretation or enforcement of—

(I) this Act; or

(II) the Hualapai Tribe water rights settlement agreement; and

(ii) names the United States or the Hualapai Tribe as a party in that action.

(B) Any landowner or water user in the Verde River Watershed—

(i) brings an action in any court of competent jurisdiction relating only and directly to the interpretation or enforcement of—

(I) paragraph 10.0 of the Hualapai Tribe water rights settlement agreement;

(II) Exhibit 3.1.43 to the Hualapai Tribe water rights settlement agreement; or

(III) section 9; and

(ii) names the United States or the Hualapai Tribe as a party in that action.

(C) Any party to the Bill Williams River phase 2 settlement agreement—

(i) brings an action in any court of competent jurisdiction relating only and directly to the interpretation or enforcement of—

(I) this Act; or

(II) the Bill Williams River phase 2 settlement agreement; and

(ii) names the United States or the Hualapai Tribe as a party in that action.

(b) EFFECT ON CURRENT LAW.—Nothing in this section alters the law with respect to pre-enforcement review of Federal environmental or safety-related enforcement actions.

(c) BASIN GROUNDWATER WITHDRAWAL ESTIMATES.—

(1) GROUNDWATER WITHDRAWAL ESTIMATES.—

(A) IN GENERAL.—Not later than 1 year of the date of enactment of this Act, the Secretary, acting through the United States Geological Survey Water Use Program, shall issue an estimate for groundwater withdrawals in the Truxton Basin outside the boundaries of the Hualapai Reservation.

(B) ANNUAL ESTIMATES.—Each year after publication of the initial estimate required by subparagraph (A), the Secretary, acting through the United States Geological Survey Water Use Program, shall issue an estimate for groundwater withdrawals in the Truxton Basin outside the boundaries of the Hualapai Reservation until such time as the Secretary, after consultation with the Hualapai Tribe, determines that annual estimates are not warranted.

(2) NOTICE TO THE STATE.—Based on the estimates under paragraph (1), the Secretary shall notify the State, in writing, if the total withdrawal of groundwater from the Truxton Basin outside the boundaries of the Hualapai Reservation exceeds the estimate prepared pursuant to that paragraph by 3,000 or more AFY, exclusive of any diversion or use of groundwater on Hualapai fee land and any land acquired by the Hualapai Tribe, including by a tribally owned corporation, in fee after the Enforceability Date.

(d) ANTIDEFICIENCY.—Notwithstanding any authorization of appropriations to carry out this Act, the United States shall not be liable for any failure of the United States to

carry out any obligation or activity authorized by this Act (including all agreements or exhibits ratified or confirmed by this Act) if—

(1) adequate appropriations are not provided expressly by Congress to carry out the purposes of this Act; or

(2) there are not enough monies available to carry out this Act in the Lower Colorado River Basin Development Fund.

(e) APPLICATION OF RECLAMATION REFORM ACT OF 1982.—The Reclamation Reform Act of 1982 (43 U.S.C. 390aa et seq.) and any other acreage limitation or full-cost pricing provision of Federal law shall not apply to any person, entity, or tract of land solely on the basis of—

(1) receipt of any benefit under this Act;

(2) execution or performance of this Act; or

(3) the use, storage, delivery, lease, or exchange of CAP water.

(f) EFFECT.—

(1) NO MODIFICATION OR PREEMPTION OF OTHER LAW.—Unless expressly provided in this Act, nothing in this Act modifies, conflicts with, preempts, or otherwise affects—

(A) the Boulder Canyon Project Act (43 U.S.C. 617 et seq.);

(B) the Boulder Canyon Project Adjustment Act (43 U.S.C. 618 et seq.);

(C) the Act of April 11, 1956 (commonly known as the “Colorado River Storage Project Act”) (43 U.S.C. 620 et seq.);

(D) the Colorado River Basin Project Act (Public Law 90-537; 82 Stat. 885);

(E) the Treaty between the United States of America and Mexico respecting utilization of waters of the Colorado and Tijuana Rivers and of the Rio Grande, signed at Washington February 3, 1944 (59 Stat. 1219);

(F) the Colorado River Compact;

(G) the Upper Colorado River Basin Compact;

(H) the Omnibus Public Land Management Act of 2009 (Public Law 111-11; 123 Stat. 991); or

(I) case law concerning water rights in the Colorado River system other than any case to enforce the Hualapai Tribe water rights settlement agreement or this Act.

(2) EFFECT ON AGREEMENTS.—Nothing in this Act or the Hualapai Tribe water rights settlement agreement limits the right of the Hualapai Tribe to enter into any agreement for the storage or banking of water in accordance with State law with—

(A) the Arizona Water Banking Authority (or a successor agency or entity); or

(B) any other lawful authority.

(3) EFFECT OF ACT.—Nothing in this Act—

(A) quantifies or otherwise affects the water rights, claims, or entitlements to water of any Indian Tribe other than the Hualapai Tribe;

(B) affects the ability of the United States to take action on behalf of any Indian Tribe other than the Hualapai Tribe, the members of the Hualapai Tribe, and the allottees; or

(C) limits the right of the Hualapai Tribe to use any water of the Hualapai Tribe in any location on the Hualapai Reservation.

**SA 6548.** Mr. KELLY (for Mrs. BLACKBURN) proposed an amendment to the bill S. 365, to amend title 18, United States Code, to require a provider of a report to the CyberTipline related to online sexual exploitation of children to preserve the contents of such report for 180 days, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Eliminate Network Distribution of Child Exploitation Act” or the “END Child Exploitation Act”.

#### SEC. 2. PRESERVATION OF REPORTS TO CYBERTIPLINE RELATED TO ONLINE SEXUAL EXPLOITATION OF CHILDREN.

Section 2258A(h) of title 18, United States Code, is amended—

(1) in paragraph (1), by striking “90 days” and inserting “180 days”; and

(2) by adding at the end the following:

“(5) EXTENSION OF PRESERVATION.—A provider of a report to the CyberTipline under subsection (a)(1) may voluntarily preserve the contents provided in the report (including any comingled content described in paragraph (2)) for longer than 180 days after the submission to the CyberTipline for the purpose of reducing the proliferation of online child sexual exploitation or preventing the online sexual exploitation of children.

“(6) METHOD OF PRESERVATION.—Not later than 1 year after the date of enactment of this paragraph, a provider of a report to the CyberTipline under subsection (a)(1) shall preserve materials under this subsection in a manner that is consistent with most recent version of the Cybersecurity Framework developed by the National Institute of Standards and Technology, or a successor resource.”.

**SA 6549.** Mr. KELLY (for Mr. GRASSLEY (for himself and Mr. OSSOFF)) proposed an amendment to the bill S. 4719, to protect children against sexual abuse and exploitation, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Preventing Child Sex Abuse Act of 2022”.

#### SEC. 2. SENSE OF CONGRESS.

The sense of Congress is the following:

(1) The safety of children should be a top priority for public officials and communities in the United States.

(2) According to the Rape, Abuse & Incest National Network, an individual in the United States is sexually assaulted every 68 seconds. And every 9 minutes, that victim is a child. Meanwhile, only 25 out of every 1,000 perpetrators will end up in prison.

(3) The effects of child sexual abuse can be long-lasting and affect the victim's mental health.

(4) Victims are more likely than non-victims to experience the following mental health challenges:

(A) Victims are about 4 times more likely to develop symptoms of drug abuse.

(B) Victims are about 4 times more likely to experience post-traumatic stress disorder as adults.

(C) Victims are about 3 times more likely to experience a major depressive episode as adults.

(5) The criminal justice system should and has acted as an important line of defense to protect children and hold perpetrators accountable.

(6) However, the horrific crimes perpetrated by Larry Nassar demonstrate firsthand the loopholes that still exist in the criminal justice system. While Larry Nassar was found guilty of several State-level offenses, he was not charged federally for his illicit sexual contact with minors, despite crossing State and international borders to commit this conduct.

(7) The Department of Justice has also identified a growing trend of Americans who use charitable or missionary work in a foreign country as a cover for sexual abuse of children.

(8) It is the intent of Congress to prohibit Americans from engaging in sexual abuse or exploitation of minors under the guise of

work, including volunteer work, with an organization that affects interstate or foreign commerce, such as an international charity.

(9) Federal law does not require that an abuser's intention to engage in sexual abuse be a primary, significant, dominant, or motivating purpose of the travel.

(10) Child sexual abuse does not require physical contact between the abuser and the child. This is especially true as perpetrators turn increasingly to internet platforms, online chat rooms, and webcams to commit child sexual abuse.

(11) However, a decision of the United States Court of Appeals for the Seventh Circuit found the use of a webcam to engage in sexually provocative activity with a minor did not qualify as "sexual activity".

(12) Congress can address this issue by amending the definition of the term "sexual activity" to clarify that it does not require interpersonal, physical contact.

(13) It is the duty of Congress to provide clearer guidance to ensure that those who commit crimes against children are prosecuted to the fullest extent of the law.

### SEC. 3. INTERSTATE CHILD SEXUAL ABUSE.

Section 2423 of title 18, United States Code, is amended—

(1) in subsection (b), by striking "with a motivating purpose of engaging in any illicit sexual conduct with another person" and inserting "with intent to engage in any illicit sexual conduct with another person";

(2) by redesignating subsections (d), (e), (f), and (g) as subsections (e), (f), (g), and (i), respectively;

(3) in subsection (e), as so redesignated, by striking "with a motivating purpose of engaging in any illicit sexual conduct" and inserting "with intent to engage in any illicit sexual conduct"; and

(4) by inserting after subsection (g), as so redesignated, the following:

"(h) **RULE OF CONSTRUCTION.**—As used in this section, the term 'intent' shall be construed as any intention to engage in illicit sexual conduct at the time of the travel."

### SEC. 4. ABUSE UNDER THE GUISE OF CHARITY.

Section 2423 of title 18, United States Code, as amended by section 3 of this Act, is amended—

(1) by inserting after subsection (c) the following:

"(d) **ILLICIT SEXUAL CONDUCT IN CONNECTION WITH CERTAIN ORGANIZATIONS.**—Any citizen of the United States or alien admitted for permanent residence who—

"(1) is an officer, director, employee, or agent of an organization that affects interstate or foreign commerce;

"(2) makes use of the mails or any means or instrumentality of interstate or foreign commerce through the connection or affiliation of the person with such organization; and

"(3) commits an act in furtherance of illicit sexual conduct through the connection or affiliation of the person with such organization, shall be fined under this title, imprisoned for not more than 30 years, or both."

(2) in subsection (f), as so redesignated, by striking "or (d)" and inserting "(d), or (e)"; and

(3) in subsection (i), as so redesignated, by striking "(f)(2)" and inserting "(g)(2)".

### SEC. 5. SEXUAL ACTIVITY WITH MINORS.

Section 2427 of title 18, United States Code, is amended by inserting "does not require interpersonal physical contact, and" before "includes".

**SA 6550.** Mr. KELLY (for Mr. TESTER) proposed an amendment to the bill S. 3388, to amend title 38, United States Code, to improve benefits administered

by the Secretary of Veterans Affairs, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the "Veterans Benefits Improvement Act of 2021".

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

### TITLE I—BOARD OF VETERANS' APPEALS MATTERS

Sec. 101. Board of Veterans' Appeals internship program.

Sec. 102. Pilot program on establishment of Board of Veterans' Appeals honors program.

Sec. 103. Report on improving access to Board of Veterans' Appeals telehearings.

### TITLE II—MEDICAL DISABILITY EXAM MATTERS

Sec. 201. Improving requirement to publish disability benefit questionnaire forms of Department of Veterans Affairs.

Sec. 202. Report on improving medical disability examinations for veterans who live abroad.

Sec. 203. Department of Veterans Affairs requirement for communication by contractors providing covered medical disability examinations with persons recognized by power of attorney for preparation, presentation, and prosecution of claims.

Sec. 204. Department of Veterans Affairs outreach regarding contact information for contractors providing covered medical disability examinations.

### TITLE III—OTHER MATTERS

Sec. 301. Report on supporting governmental veterans service officers.

Sec. 302. Facilitating Department of Veterans Affairs contractor access to federal tax return information necessary for claims processing.

### SEC. 2. DEFINITIONS.

In this Act:

(1) **CLAIMANT.**—The term "claimant" has the meaning given that term in section 5100 of title 38, United States Code.

(2) **DEPARTMENT.**—The term "Department" means the Department of Veterans Affairs.

(3) **SECRETARY.**—The term "Secretary" means the Secretary of Veterans Affairs.

### TITLE I—BOARD OF VETERANS' APPEALS MATTERS

#### SEC. 101. BOARD OF VETERANS' APPEALS INTERNSHIP PROGRAM.

(a) **IN GENERAL.**—Chapter 71 of title 38, United States Code, is amended by adding at the end the following new section:

#### "§ 7114. Internship program

"The Secretary shall establish a competitive internship program within the Department for the purpose of providing an opportunity for high-achieving students at law schools accredited by the American Bar Association to gain experience with the Board."

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of chapter 71 of such title is amended by adding at the end the following new item:

"7114. Internship program."

(c) **DEADLINE.**—The Secretary shall establish the internship program required by section 7114 of such title, as added by subsection

(a), not later than one year after the date of the enactment of this Act.

### SEC. 102. PILOT PROGRAM ON ESTABLISHMENT OF BOARD OF VETERANS' APPEALS HONORS PROGRAM.

(a) **ESTABLISHMENT.**—Not later than one year after the date of the enactment of this Act, the Secretary shall establish a pilot program to assess the feasibility and advisability of establishing a competitive honors program within the Department for the purpose of recruiting high-achieving law school students, recent law school graduates, and entry-level attorneys for employment with the Board.

(b) **DURATION.**—The Secretary shall carry out the pilot program required by subsection (a) during the nine-year period beginning on the date of the establishment of the pilot program.

#### (c) HONORS PROGRAM.—

(1) **IN GENERAL.**—Under the pilot program required by subsection (a), the Secretary shall carry out a competitive honors program as described in such subsection.

(2) **PRIORITY CONSIDERATION.**—The Secretary shall give priority consideration in application for the honors program to individuals who successfully complete the internship program established under section 7114 of title 38, United States Code, as added by section 101(a).

#### (3) STUDENT LOAN REPAYMENT BENEFITS.—

(A) **IN GENERAL.**—The Secretary shall provide student loan repayment benefits under section 5379 of title 5, United States Code, to each participant in the pilot program who is eligible for student loan repayment benefits under such section.

(B) **AGREEMENTS.**—The Secretary shall enter into an agreement with each participant in the pilot program who will receive benefits described in subparagraph (A), in accordance with such section.

(C) **COMMITMENT.**—An agreement described in subparagraph (B) shall include a requirement that the participant will remain in the service of the Department for a period of not less than three years, unless involuntarily separated, in accordance with subsection (c) of such section.

(4) **PROFESSIONAL DEVELOPMENT ACTIVITIES.—**

(A) **ASSIGNMENT OF MENTORS.**—Not later than 90 days after the date on which an individual begins participating in the pilot program required by subsection (a), the Secretary shall assign the participant a mentor who is a managerial employee of the Department outside the participant's chain of command.

(B) **ASSIGNMENTS TO OFFICE OF GENERAL COUNSEL.—**

(i) **IN GENERAL.**—The Secretary shall provide each participant in the pilot program at least one assignment within the Office of General Counsel of the Department that includes full-time legal responsibilities in order to further the professional development of the participant.

(ii) **PERIOD OF ASSIGNMENT.**—An assignment provided under clause (i) shall be for a period of not less than 120 days and not more than 180 days, or longer at the discretion of the Secretary.

#### (C) OTHER ROTATIONAL ASSIGNMENTS.—

(i) **IN GENERAL.**—The Secretary may provide a participant in the pilot program one or more other short-term rotational assignments.

(ii) **PERIOD OF ASSIGNMENT.**—An assignment provided under clause (i) shall be for a period of not less than 30 days and not more than 180 days, at the discretion of the Secretary.

#### (d) PERIODIC REPORTS.—

(1) **REPORTS REQUIRED.**—Not later than three years after the date on which the Secretary first accepts a participant into the